

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

MARLENE JOHANSEN, )  
Plaintiff, )  
Counterclaim Defendant )  
v. )  
UNITED STATES OF AMERICA, )  
Defendant, ) Case No. 04-11789-RCL  
Counterclaim Plaintiff )  
v. )  
NATIONAL CITY MORTGAGE CO., )  
And TIMOTHY BURKE, )  
Counterclaim Defendants )  
v. )

NOTICE OF APPEAL

Notice is hereby given that Ralph Johansen, pursuant to FED. R. APP .P. Rules 3 and 4, hereby appeals to the First Circuit Court of Appeals from this Court's order denying Ralph Johansen's Motion to Intervene as a Plaintiff (Docket #17) entered on July 22, 2005.

Respectfully submitted,

RALPH JOHANSEN,  
By his attorney,



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Dated: August 5, 2005

**CERTIFICATE OF SERVICE**

I, D. Sean McMahon, Esq. hereby certify that on August 5, 2005 I served a true copy of the foregoing document upon each attorney of record via first class mail, postage paid to the following:

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